

Minutes of the Judiciary and Law Enforcement Committee - October 31, 2003

The meeting was called to order at 8:30 a.m. by Chair Stamsta. Supervisor Swan led the committee in saying the "Pledge of Allegiance."

Present: Chair Duane Stamsta, County Board Supervisors Mareth Kipp, William Mitchell, David Swan, Kathleen Cummings (arrived at 8:33 a.m.), Joseph LaPorte (arrived at 8:33 a.m.)

Absent: Keith Harenda

Staff Present: Legislative Policy Advisors Dave Krahn and Mark Mader, Legislative Associate Sandra Meisenheimer, Kelly Services Temp Helen Przybyl

Also Present: Sheriff Deputy Inspector Steve Marks, Business Mgr. Tom Koth, Captain Eric Severson, Sr. Financial Analyst Mike Baniel, DOA Intern Karen Perkins, Chairman Jim Dwyer, Deputy District Attorney Mike Bundy, Office Services Coordinator Danni Danielski

Approve Minutes of October 17, 2003

Motion: Kipp moved, second by Mitchell, to approve the minutes of 10/17/03. **Motion carried 4 – 0.**

Cummings and LaPorte arrived at the meeting at 8:33 a.m.

Correspondence

- Information on Intent to Apply by the Sheriff Department for the Edward Byrne Memorial State and Local Law Enforcement Program: Jail Literacy Project Grant in the amount of \$57,090.

Executive Committee Report

Stamsta related items that were taken up at the last meeting on October 27, 2003.

Reports by Committee Member Liaisons

Swan said at the Public Works Committee meeting yesterday, Director Bolte stated that they are \$400,000 short for the Security Electronics contract so this amount will be taken out of the contingency fund construction line.

Mitchell said he is on the Juvenile Restitution Committee, which is a sub-committee of the Criminal Justice Collaborating Council (CJCC), and they are just beginning to map out issues.

Stamsta said he went to a Jail Utilization Committee yesterday, which is a sub-committee of CJCC. There were presentations by the Sheriff Department and State Probation and Parole on Electronic Monitoring. The Council will be working with the judges and district attorney to encourage electronic monitoring when it is appropriate.

Future Agenda Items by Committee Members

1. Presentation on Progress of CJCC with an Emphasis on the Pre-Trial Program by Michelle Cyrulik and Bob Gibson.
2. Status Update on the Justice Addition Capital Project.

Future Meeting Dates

Committee meetings scheduled for the remainder of 2003 are 11/14, 12/5 and 12/19.

Consider Proposed Ordinance: 158-O-097 Amend Sheriff's Department 2003 Budget Expenditure of Office of National Drug Control Policy Cooperative Agreement Funds

Marks, Severson and Koth were present to explain the ordinance, which will allow the Sheriff Department to accept \$40,920 from the Office of National Drug Control Policy to enhance Sheriff Department efforts as part of the Milwaukee High-Intensity Drug Trafficking Areas (HIDTA). The funding will be used for: 1) 375 hours of overtime with a cost of \$17,050; 2) lease of two vehicles with a cost of \$10,200; 3) purchase of several small equipment items (radio, laptop computer, digital camera, video camera, and other small equipment) with a cost of \$11,270; and 4) funding of office supplies with a cost of \$2,400.

To Kipp's question, Severson stated the programs they want to use the overtime for are operations that they are not currently doing. Koth added that they were informed by HIDTA that they will be eligible for an additional grant of equal size for 2004 if funds become available. Koth said this grant is available through 12/31/03, but the department is requesting an extension to use the funding through 6/30/04 since the funding is being awarded so late in 2003.

Motion: Kipp moved, second by Mitchell, to approve Proposed Ordinance 158-O-097. **Motion carried 6 – 0.**

Report on the Metro Drug Unit

Severson gave a report on the Metro Drug Unit and HIDTA. He stated the Waukesha County Sheriff's Department coordinates the Metro Drug Enforcement Unit with other membership agencies throughout Waukesha County, which include the Menomonee Falls Police Department (P.D.), Brookfield P.D., New Berlin P.D., Muskego P. D., City of Waukesha P.D., Town of Mukwonago P.D. and the District Attorney's office. They also have relationships with many other agencies including the drug enforcement administration on the federal level, state department of narcotics enforcement, IRS, U.S. Attorney's Office, and many other federal agencies, i.e., INS, U.S. Customs Service. In addition, they work very closely with surrounding counties in Wisconsin as well as agencies in the Chicago area. He also covered the following areas: background on HIDTA, task forces run by HIDTA, and examples of cases of the kind of work that is done.

Koth said for the committee's information, next Wednesday (11/5) at the Finance Committee meeting, there will be a request to transfer funds from Personnel Expenses to Interdepartmental Charges. He stated in the 2003 budget, the number of full sized patrol vehicles to be annually replaced was reduced from 16 to 12. Four vehicles were to be added to the vehicle replacement plan with an associated increase in interdepartmental charges to reflect replacing these vehicles on a two year cycle. This was inadvertently overlooked in the 2003 budget for the Sheriff's Department interdepartmental charges. The Sheriff's Department is proposing to receive a charge from the Vehicle Replacement Plan in 2003 to sufficiently fund the plan to place these four vehicles back on the proper replacement schedule.

Amendment from the District Attorney on Departmental Objectives

Bundy and Danielski were present. Baniel referred to the handout and reviewed the revisions to the District Attorney's departmental objectives (see attachment). Bundy answered questions from the committee as each objective was explained. There was a long discussion regarding Objective #2-- the transition to PROTECT (Prosecutor Technical Case Tracking), a State case management system.

Motion: LaPorte moved, second by Swan, to approve the four modified 2004 departmental objectives for the District Attorney's budget. **Motion carried 6 – 0.**

Discuss the District Attorney's 2004 Operating Budget

Baniel distributed a draft amendment to the District Attorney budget, which he explained (see attachment). He stated in Capital Project 9819, Justice Center Redevelopment, based on the original proposal that the Computer Services Coordinator position be abolished, there was funding put into the capital project to help in the transition to the PROTECT system. What is being proposed is to use the fund balance to help fund the computer position in 2004 while it assists with the implementation of the PROTECT system. The Finance Committee will be amending this capital project at their meeting on 11/5/03.

Motion: Cummings moved, second by LaPorte, to approve the recommendation to amend the District Attorney budget as follows: Increase Personnel Costs appropriation \$92,880 to fund the full cost of a Computer Services Coordinator position (until the position is abolished as set forth with the recently enrolled personnel ordinance), reduce Operating Expenses \$33,550 and Inter-departmental Charges of \$1,700 for expenditure reductions from the originally proposed budget identified by the District Attorney office staff, increase Other Revenues \$28,200 for Interest on Bail Forfeitures, and increase Other Revenue \$29,430 for the use of General Fund balance. **Motion carried 6 – 0.**

Motion: Cummings moved, second by Mitchell, to draft a letter on behalf of the Judiciary Committee to encourage the State to move PROTECT along as quickly as possible (see attached). **Motion carried 6 – 0.**

Legislative Update

Krahn gave a status update on legislative items pertaining to the Judiciary Committee as of 10/31/03. He discussed AB 61 (Establishes funding mechanism for the reimbursement of costs related to providing enhanced wireless 911 emergency phone service). He stated the Executive Committee will discuss a bill at their meeting on Monday that hasn't been introduced yet. It is a bill that will authorize a city or village to abolish its police department and contract for law enforcement services with a county. The cities are very much for this. The governor is looking at having a local government summit in early December, and one of the issues to be discussed is consolidation although there aren't any details as of yet.

Krahn stated that there are two counties who have taken a position against conceal/carry which are Rock County and Outagamie County. Waukesha County has not taken a position on it. The bill was approved yesterday in committee 8-4, and the senate passed their version. Now it will go to the assembly. If it becomes law, there will be associated costs to counties. However, the governor will probably veto the bill.

Motion to adjourn: Mitchell moved, second by LaPorte, to adjourn the meeting at 10:52 a.m. **Motion carried 6 – 0.**

Respectfully submitted,

Kathleen M. Cummings
Secretary

/sm